

The Pacific Commercial Advertiser

U. S. WEATHER BUREAU, December 20.—Last 24 Hours' Rainfall, .11.
Temperature, Max. 76; Min. 63. Weather, rainy.

ESTABLISHED JULY 2, 1856.

SUGAR.—96 Degree Test Centrifugals, 4.08c. Per Ton, \$81.60.
88 Analysis Beets, 12s. 3½d. Per Ton, \$92.00.

VOL. L, NO. 3539.

HONOLULU, HAWAII TERRITORY, TUESDAY, DECEMBER 21, 1909.

PRICE FIVE CENTS.

BIG ISSUE OF MAY MEET IN NEW OLAA BONDS

Two and a Half Millions Will Be Floated the First of the New Year.

OLD ISSUE WILL BE RETIRED

Local and Coast Capitalists Will Underwrite the Securities.

Two million five hundred thousand dollars' worth of new bonds are to be issued by Olaa plantation. Notices were sent out yesterday calling a meeting of stockholders for the purpose of attending for the new issue.

Of the two and a half million dollars secured through the bond issue, \$1,250,000 will be used to refund the present bonded indebtedness and the remainder will be expended in liquidating the floating debt due Bishop & Co. the agents for the plantation.

It is understood that Bishop & Co. have formed a syndicate of local and California capitalists who will underwrite the entire issue of \$2,500,000.

The next interest payment due on the present bond issue falls on February 1. On that date, according to the terms under which the outstanding bonds were issued, they may be taken up by the company. This will be done, and at that time the entire issue now outstanding will be refunded.

The meeting of stockholders is called at this time in order to make the arrangements necessary to retire the bonds promptly.

The present bond-holders will either receive bonds of the new issue in place of those which they now hold, or will be paid in cash, as they may elect.

GENERAL BARRY COMING SOON

Sails From San Francisco by the Mongolia on the Twenty-Seventh.

SAN FRANCISCO, December 21.—Maj.-Gen. Thomas H. Barry, United States Army, commanding the Department of California, will sail for Honolulu on the Pacific Mail liner Mongolia, on December 27. General Barry goes to Hawaii on a tour of inspection, the first which he has made since taking command of the department.

THE MALIHINI CHRISTMAS TREE

With eager face and yearning eyes The kids all wait to see The lighted, dazzling splendor of The strangers' Christmas tree.

The Malihini Christmas tree With presents laden down And lighted up with fairy lamps For kiddies of this town. The kiddies who have never seen Old Santa Claus's face Nor heard the reindeer clamping when He puts the toys in place.

So, all good people come around And help to make the tree The glistening wonderful success It certainly should be. Five hundred dollars, all we need, And, though a stranger's aid, The Malihini Christmas tree Pays well—it makes them glad.

RECEIVED NO BIDS FOR THE DIRECT SAMOA-COAST MAILS

Despite the efforts of the postoffice department to obtain bids for carrying mail direct between Apia and San Francisco, none was received up to yesterday and as a result there will be no line running between those points and stopping at Honolulu. All bids on Hawaiian mail routes, both land and water, which were received at the local postoffice to date, were forwarded on the Korea yesterday to Washington, where they must be by January 4.

No bids at all were received by Geo. W. Carr, superintendent of transportation, for the Samoan mails and the two routes now contracted for there, one by a German boat and one by an Amer-

ican, will continue as heretofore. Both the attempt to get an American boat for the mails now carried under the German flag and the attempt to get a transoceanic line to the Coast fell through.

Mr. Carr had Captain Miller consider the proposition of getting some of the boats of his mosquito fleet down to Samoa to carry interisland mails there but the doughty skipper failed to see light. He would rather pull cradled windjammers off the reef.

No bids were received for local interisland carrying other than those tendered by the Inter-Island Steam Navigation Company, and that concern will continue doing the business.

Delegate Kuhio sailed yesterday afternoon for San Francisco, en route to Washington. Governor Frear departed from Washington yesterday for Chicago, en route to San Francisco. The Delegate and the Governor are due to meet in the Bay City in about a week. Earthquake and storm warnings have not yet been displayed along the Coast, however. But they may be.

It is possible that the Kuhio explosion may have hastened the Governor's return to Hawaii, though there was nothing to that effect in the cablegram from him received by Acting-Governor Mott-Smith yesterday. The Governor merely sent word that he was on his way home. It is evident, however, that he has hastened his return for some reason, and it is not improbable that the Delegate, in view of all that has occurred during the past two weeks, will not be particularly overjoyed to meet the chief executive of Hawaii in San Francisco. It is even possible that the Delegate may have important business in Los Angeles that may make it necessary for him to take the first train out of San Francisco.

No word has yet been received concerning the appointment of a successor to Justice Wilder on the supreme court bench. Acting-Governor Mott-Smith, however, states that he rather expects to receive notice soon that someone has been appointed to the vacancy that now exists.

The appointment of a successor to Judge Woodruff will, in all probability, wait until after the Christmas recess, as there is not the immediate need for the filling of that vacancy that there is for filling the one created by the resignation of Judge Wilder.

COURTS TIED UP BY RESIGNATION

Wilder Quits Without Signing Opinion, and Business Is Blocked.

The fact that Hawaii is temporarily without a supreme court has tied up some of the important legal business of the Territory and some of the judges and lawyers do not know where they "are at."

This became evident yesterday when the attorneys in the case of Lukela vs. the Mutual Telephone Company appeared before Judge Whitney and professed themselves as ready to go on with the case.

Judge Whitney said that he was not ready. He wanted to know, first, how the supreme court stood on the law points involved—and he could not know because of the fact that the supreme court had not decided.

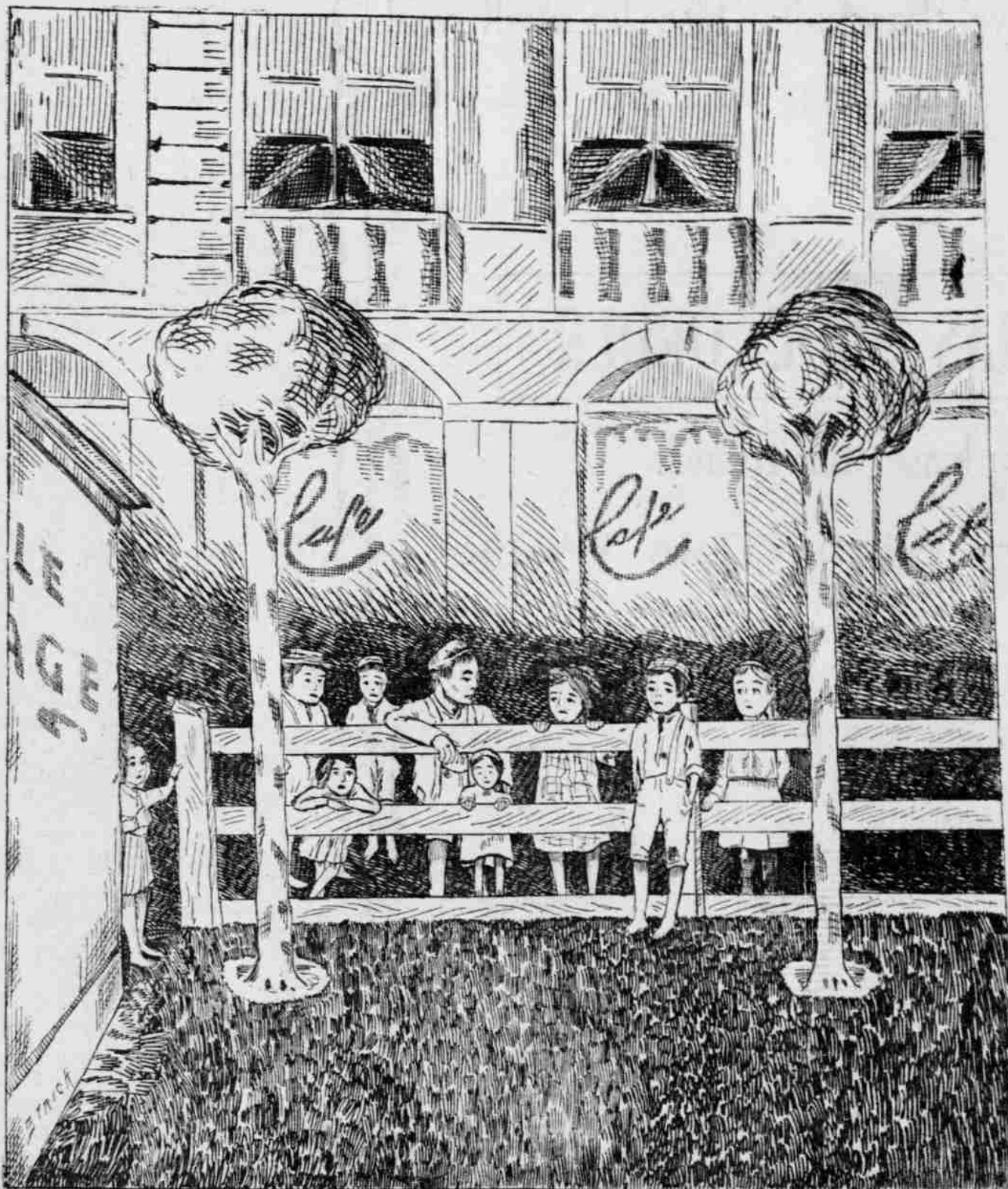
The case of Lukela vs. the Mutual Telephone Company is a suit for \$25,000 damages on account of injuries received. Recently the case of Edward (Continued on Page Four.)

SUPREME COURT DECIDES AGAINST HARRY THAW

(By Associated Press.)

WASHINGTON, D. C., December 20.—Associate Justice Joseph McKenna of the United States Supreme Court is author of a decision rendered today which denies the petition of Harry K. Thaw, slayer of Stanford White, the architect, in New York. Thaw petitioned for writ of error from a decision the effect of which meant that he must remain in the asylum for the insane.

WAITING FOR SATURDAY



KEEPING THEIR DATE—WILL SA VTA CLAUS KEEP HIS?

KOREA WIRELESS CUT A SWATH

Flashed Signals Thirty-Six Hundred Miles—Auto Accident Party Leaves.

Spanning the Pacific for 3600 miles is the feat that S. A. Phelps, the United Wireless Company's operator aboard the Pacific Mail liner Korea claims his instruments accomplished on the night of December 17. At that time he caught the Royal Mail steamship Makura which was 2200 miles distant, the Australian liner being then forty miles the other side of Fanning Island. The Korea arrived in port shortly after 1 o'clock yesterday afternoon, the latter portion of the trip from Yokohama (Continued on Page Two.)

ESTRADA ASKS US FOR RECOGNITION

(By Associated Press.)

WASHINGTON, D. C., December 20.—General Estrada, leader of the revolutionary forces in Nicaragua, has sent telegrams to Secretary of State Knox, declaring that peace can be secured only by the complete exclusion of President Zelaya from the affairs of government and by the subjection or exclusion of the political followers of Zelaya. Estrada asks of the United States to recognize him as president in place of Zelaya.

HENRY T. GAGE NEXT MINISTER TO PORTUGAL

(By Associated Press.)

WASHINGTON, D. C., December 20.—Henry T. Gage, formerly Governor of California, has been nominated as Minister to Portugal. Horace Harmon Lorton has been confirmed as U. S. Supreme Justice. William Joseph Mills has been confirmed as Governor of New Mexico.

GUNS FOR MOB.

(By Associated Press.)

MANAGUA, December 20.—A maxim gun has been trained on the mob making a demonstration against the Zelaya regime.

BRITISH TUG FOUNDERS.

(By Associated Press.)

NORFOLK, December 20.—The British tug Bulldog has foundered, her crew being rescued by the cruiser Birmingham.

DEMAND BETTER BUILDING LAWS

Merchants Realize Danger From Fire in Business Section of Honolulu.

Although no definite action has been taken by the board of supervisors or any of its members, the merchants of the city have begun to awaken to a realization of the danger faced by property-owners in town from fire. The statement made a week ago by Fire Chief Thurston, that a fire starting within the district radiating from Fort and King streets would sweep the city, should the slightest hitch occur in the answer to the alarm, has had its effect, and it is probable that the necessity of framing proper laws will soon be forced upon the city and county officials.

W. R. Castle, president of the civic federation, stated yesterday that a special committee of that organization is preparing a report on Honolulu tenements which will be presented at its next meeting on January 12. This report will give in full detail the present tenement system which has been branded as shameful by officers of the association. Owing to the fact that cooking in the tenements is done in improvised stoves made out of old cans and bricks and set directly on the floors, this report can hardly avoid the fire question. It is thought that it will serve as a start towards obtaining satisfactory legislation in this line.

A number of prominent citizens about town yesterday expressed their disapproval of the manner in which this all-important detail in the city government has been disregarded by those supposed to enact protective laws for the city's welfare.

"If the supervisors would only cut out their antics," said a business man yesterday, "stop attempting to pass incomplete milk ordinances and duplicative hack ordinances, and act on those laws which the property-owners of this city demand, there might be some excuse for their existence. I do not believe that it is anybody's fault in particular, but the matter has simply been overlooked, and it will take a heavy lesson to wake them up. We have been assured by the official federal chemist that the milk furnished the householders of this city is far superior to any on the mainland, and the traffic ordinances previously passed are almost useless as far as real regulation goes, and are not enforced at that."

"But the chief of the department that is organized to safeguard the city from fire tells us that his department is insufficient so to protect it, should a fire of any dimensions occur, and that he is not backed up by proper legislation—and yet not a member of the (Continued on Page Six.)

CONSUL CLOUD UNDER A CLOUD

Uncle Sam's Representative at Mukden Has Talked Too Much.

F. D. Cloud, United States consul at Mukden, was a through passenger aboard the Korea yesterday en route to Washington. Mr. Cloud, according to report, is under an official cloud. His trouble is said to be due to his public utterances about matters which he as a representative of the state department is supposed to say nothing.

Mr. Cloud is reported to have forgotten the old adage that silence is golden. Among his utterances were criticisms of the Japanese. The Japanese sat up and took notice and politely informed Uncle Sam's ambassador, or his representative at Tokio, that Mr. Cloud was talking too much. The subject matter of his talk was as politely placed before Uncle Sam's representative and eventually the matter reached Washington and went under the scrutiny of Mr. Knox. It was intimated by the Japanese government that Mr. Cloud was not particularly adapted to conditions of the Far East and his presence not altogether conducive to that quiet and peace under which all nations bordering on the Pacific are existing just now. Hence, Mr. Cloud was called to Washington to explain.

The consul is accompanied on his homeward trip by Mrs. Cloud. (Continued on Page Six.)

MADRIZ IS ELECTED TO SUCCEED ZELAYA

Estrada Declines to Receive the Emissaries of the New Executive.

(By Associated Press.)

MANAGUA, December 21.—With absolute unanimity, the Nicaraguan congress yesterday decided upon Madriz as the man to fill the office of president of the republic, vacated by the resignation of former President Zelaya. Madriz at once dispatched couriers to Bluefields to notify General Estrada, commanding the army of the revolutionists, of the action of the congress.

Any hope which Madriz may have had that Estrada would submit to him proved vain, however, for the revolutionary chieftain refused absolutely to receive emissaries of the new president and ordered that a general attack on the government troops be made at once.

BALLINGER TO HAVE HIS HEARING

President Consents to Probe the Charges Against Secretary of the Interior.

RESIGNATION IS THREATENED

Position of the Accused Cabinet Officer Declared to Be Intolerable.

(By Associated Press.)

WASHINGTON, December 21.—Yielding to the insistent demands of Ballinger, and the pressure of his critics, the President has ordered an investigation of the conduct of the secretary since he took office. At a meeting of the cabinet, to be held immediately, the form which the investigation shall take will be decided upon. President Taft yesterday announced his intention to call the investigation.

Secretary Ballinger practically issued an ultimatum, informing the President that an official investigation of the charges against him must be made or he would resign from office. He declared that his position had become intolerable and that it would be impossible for him to remain longer in the cabinet unless official cognizance were taken of the charges made against him, and the affair sifted to the bottom.

ARRESTS AT GRANADA.

GRANADA, December 20.—Many arrests have been made here among the excited populace on account of threats of further trouble.

MADRIZ FINDS LITTLE FAVOR

Washington Officials Do Not Approve of Nicaragua's Choice.

(By Associated Press.)

WASHINGTON, December 21.—Representative Adair of Indiana yesterday introduced a resolution into the House of Representatives pledging the United States to recognize General Estrada, the leader of the Nicaraguan revolutionary forces, as president of the trouble-torn republic, and ordering the United States to charge of murdering the American citizens whose execution he ordered.

The choice of Madriz to succeed Zelaya is not looked upon favorably in official circles here but the attitude of the government is opposed to the use of coercion. The policy is to avoid interfering with the internal arrangements of Nicaragua so long as a responsible government is guaranteed. But a thoroughly responsible government will be insisted upon.

DEAD POLICEMAN MAY HAVE BEEN FOOTPAD

The Victim Partially Identifies Remains of San Jose Suicide.

(By Associated Press.)

SAN FRANCISCO, December 21.—Walter Carroll, the ex-policeman who committed suicide at San Jose last Friday by throwing himself under the wheels of a rapidly-moving train, is now thought to have been leading a double life. Carroll is believed to have been the bandit who terrorized San Francisco recently, and this belief is borne out by the fact that the drug clerk who was held up by the mysterious bandit has partially identified the remains as those of his assailant.

MARINES AT CORINTO AWAITING ORDERS

(By Associated Press.)

CORINTO, December 20.—U. S. S. Buffalo, with seven hundred marines, reached here today, her troops awaiting orders.

CABINET RESIGNS.

(By Associated Press.)

SANTIAGO, Chile, December 20.—The cabinet has resigned.